

**U.S. v. GERACE**  
**PREJUDICIAL SURPLUSAGE**

<b>Prejudicial Language</b>	<b>Second Superseding Indictment Paragraph &amp; Page</b>
" . . . included, among others, individuals he believed to be members of, connected to, or associated with Italian Organized Crime [IOC] in the Western District of New York and elsewhere"	¶ 3, p. 2
"Michael Masecchia . . . is a member or associate of IOC in the Western District of New York, and elsewhere"	¶ 5, p. 2
" . . . who he believed were connected to or associated with IOC, from criminal investigations"	¶ 4, p. 5
" . . . whom he believed were members and associates of IOC"	¶ 5, pp. 5-6
" . . . the defendant believed to be connected to or associated with IOC"	¶ 5, pp. 5-6
" . . . and individuals the defendant believed to be connected to or associated with IOC"	¶ 5, pp. 5-6
" . . . to individuals he believed to be connected to or associated with IOC"	¶ 6, p. 6
" . . . and individuals he believed were connected to or associated with IOC"	¶ 17, p. 9
" . . . and individuals who he believed were members of, connected to, or associated with IOC"	¶ 20, p. 9
"Masecchia is an associate and possibly made member of the Buffalo LCN family, an IOC group operating in Buffalo, New York and elsewhere"	¶ 35, p. 12
" . . . and individuals the defendants believed to be connected to or associated with IOC, including the defendant Gerace and others"	¶ 5, p. 19
" . . . and individuals the defendant believed to be connected to or associated with IOC"	¶ 5, p. 19
" . . . and individuals he believed were connected to or associated with IOC"	¶ 12, p. 20
" . . . and individuals who he believed were members of, connected to, or associated with IOC"	¶ 15, p. 21
" . . . and had reason to believe to be a member of, connected to, or associated with IOC"	¶ 23, p. 23